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Hon. Loretta A. Preska
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

February 19, 2024

Re: *United States v. Timothy Frazier*, 90 Cr. 913 (LAP)

Dear Judge Preska:

On January 10, 2024, this Court appointed me pursuant to the Criminal Justice Act to represent defendant Timothy Frazier in the above-captioned case with respect to the retroactivity of the November 1, 2023 Amendments to the United States Sentencing Guidelines. I have advised Mr. Frazier with respect to this issue.

Mr. Frazier respectfully requests that the Court also appoint me to represent him in connection with a pending motion that he filed pro se to modify his term of imprisonment pursuant to Title 18, United States Code, Section 3582(c)(1)(A). My understanding is that this motion is fully briefed, but that Mr. Frazier would like to have counsel evaluate whether it would benefit from being amended before the Court rules, and if so, to have counsel assist in that effort.

Thank you for your consideration of this request.

Respectfully submitted,

/s/ Max Nicholas

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SO ORDERED
Loretta A. Preska
LORETTA A. PRESKA
UNITED STATES DISTRICT JUDGE

2/22/24